

ASSENT BY ASSIGNEE

Max-Planck-Gesellschaft zur Förderung der Wissenschaften e.V., the assignee of the entire right, title and interest in United States Patent No. 5,804,184, entitled "TRANSGENIC PATHOGEN-RESISTANT ORGANISM" pursuant to the assignment recorded in the records of the United States Patent Office at reel 6895, frame 803, hereby assents to the filing of the reissue application for said Patent No. 5,804,184 that is attached to this Declaration, and confirms reissue applicants' offer to surrender the original '184 patent as stated therein, and to the appointment of power of attorney as stated therein.

MAX-PLANCK-GESELLSCHAFT ZUR FÖRDERUNG DER WISSENSCHAFTEN, e.V.

I, the undersigned, am authorized to act on behalf of the assignee.

Date: 20.12.99

By : *Chrsita Herzog*
Signature

Name : Chrsita Herzog

Title : Head of patent department

WHEREAS, the undersigned (hereinafter "Assignor") has made an invention
Transgenic pathogen-resistant org
 (Title of Invention)

for which the undersigned has made application for Letters Patent of the United States of America, and which application was filed on October 8, 1993 as application Serial No. 08/134,416;


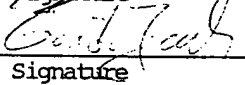
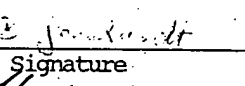
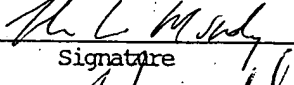
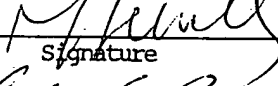
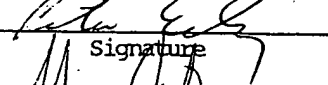
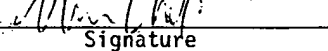
WHEREAS, MAX-PLANCK-GESELLSCHAFT zur Förderung der Wissenschaften e.V.
 (Name of Assignee)

(hereinafter Assignee), a corporation duly organized and existing under the laws of Germany and having its principal office and place of business at (State or Country)

Bunsenstraße 10, 37073 Göttingen, Germany
 (Address)

is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the above-said Assignor by these presents does sell, assign and transfer unto the said Assignee, its successors, assigns, and legal representatives, the full and exclusive right, title and interest to the said invention in the United States of America, as described in the aforesaid application, and the Commissioner of Patents and Trademarks is hereby authorized and requested to issue said Letters Patent to said Assignee, for its interest as Assignee, its successors, assigns, and legal representatives.

Dr. Jürgen Logenmann		<u>5.10.93</u>
Typed Name	Signature	Date
Dipl. Biol. Guido Jach		<u>6.10.93</u>
Typed Name	Signature	Date
Dipl. Biol. Birgit Görnhardt		<u>6.10.93</u>
Typed Name	Signature	Date
Dr. John Mundy		<u>17/10/93</u>
Typed Name	Signature	Date
Prof. Jeff Schell		<u>5.10.1993</u>
Typed Name	Signature	Date
Dr. Peter Eckes		<u>12.10.1993</u>
Typed Name	Signature	Date
Prof. Ilan Chet		<u>28.10.93</u>
Typed Name	Signature	Date

ASSIGNED TO

(See Above)

RECORDED December 17, 1994

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